

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services - Revenue Department - Sri V. Venkataramanappa, formerly Mandal Revenue Officer, Putlur Mandal, Ananthapur District (now retired) - Trapped on 11.4.1996 - Charge Sheeted in a court of law and convicted - Full pension and gratuity withhold - A.P. High Court allowed the Criminal Appeal filed by the individual - SLP Filed by the Government - Andhra Pradesh Administrative Tribunal orders, dt: 1.7.2012 in O.A.No. 7180/2009 filed by the individual - W.P.No. 6724/2013 filed by the Government, before the AP High Court - Interim orders, dt:20.3.2013 in WPMP No.8431/2013 in the W.P. for payment of retiral benefits - Implemented - Orders - Issued.

REVENUE (VIGILANCE.II) DEPARTMENT

G.O.Rt.No. 1133.

Dated:20-07-2013.
Read the following

1. From the DG, ACB Letter Rc.No.54/RCT-ATP/96, dt.9.4.1997.
2. G.O.Ms.No.656, Revenue (Ser.II) Deptt., dt.4.8.1997.
3. Judgment dt.27.12.2001 in CC No.19/1997 of Addl.Spl.Judge for SPE & ACB Cases, Hyderabad.
4. G.O.Ms.No.832, Rev (Vig.II) Deptt., dt.28.7.2003.
5. Judgment, dt.31.10.2008 of the Hon'ble High Court in Crl.Appeal No.116/2002 filed by Sri V.Venkataramanappa, MRO (rettd).
6. From the DG, ACB Lr.Rc.No.54/RCT-ATP/1996-S14, dt.16.3.2009.
7. Govt.Memo.No.13442/Vig.II(2)/2009-1, dt.29.4.2009.
8. Interim orders dt.1.7.2009 of the APAT O.A.No.7180/2009 filed by Sri V.Venkataramanappa, MRO (Retired).
9. G.O.Rt.No.1013, Revenue (Vig. I) Deptt., Dt:22.7.2009.
10. From the APAT, orders, dt:31.7.2012 in O.A.No.7180/2009 with MA No.1832/2011 filed by Sri V. Venkata Ramanappa, retd. MRO.
11. Letter No.13442/Vig. II(2)/2009, Rev.(Vig. II) Deptt., dt:8.2.2013.
12. From the High Court, interim orders dt: 20.3.2013 in WPMP No. 8431/2013 in W.P.No.6724/2013 filed by the Government.

ORDER:-

Sri V.Venkataramanappa, while working as Mandal Revenue Officer, Putlur, Ananthapur District was trapped by the Anti Corruption Bureau authorities on 11.4.1996 on the allegation of demanding and accepting bribe Rs.500/- from Sri A.Sreepathi Naidu for doing official favour in issuing Pattedar Pass Book. He was charge sheeted in a court of law. In the reference 3rd read above, the Addl.Special Judge for SPE & ACB Cases, Hyderabad pronounced judgment, in CC No.19/1997, finding the Accused Officer Sri V.Venkataramanappa, Mandal Revenue Officer guilty of the charges and convicted him.

2. In the reference 4th read above, Government imposed a punishment of withholding of entire pension and gratuity full permanently against Sri V.Venkataramanappa, Mandal Revenue Officer (retired) under rule 9 of APRP Rules, 1980, in view of his conviction by the Court.

3. In the reference 5th read above, the Hon'ble High Court of Andhra Pradesh in its order dt.31.10.2008 allowed the Criminal Appeal No.116/2002 filed by Sri V.Venkataramanappa, Mandal Revenue Officer (Retd) and set aside the conviction and sentences imposed against him by the ACB Court in CC No.19/1997.

4. In the reference 7th read above, based on the proposal of the Director General, Anti-Corruption Bureau, Hyderabad, Government have accorded permission to the Director General, Anti-Corruption Bureau to file Special Leave Petition before the Supreme Court of India against the orders of Andhra Pradesh High Court. Accordingly, SLP No.27248/2009 filed before the Supreme Court of India and the same is pending.

5. In the reference 8th read above, the Andhra Pradesh Administrative Tribunal in its interim orders in O.A.No.7180/2009, have directed the respondents to pay provisional pension to the individual and in compliance to the above, vide reference
(P.T.O)

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9th read above, Sri V. Venkataramanappa, retired Mandal Revenue Officer was sanctioned 75% of provisional pension, subject to outcome of the SLP filed and pending before the Supreme Court of India.

6. In the reference 10th read above, the Andhra Pradesh Administrative Tribunal allowed the O.A.No.7180/2009 filed by Sri V. Venkata Ramanappa, retired Mandal Revenue Officer and set-aside the orders issued in the reference 4th read above and directed the respondents to release all pensionary benefits of the applicant and to pay interest on gratuity and also on pension as per rules from the date of orders of the Hon'ble High Court till payment.

7. Against the above order of the Andhra Pradesh Administrative Tribunal, Government have filed Writ Petition No.6724/2013 and the A.P. High Court of Andhra Pradesh in its interim orders vide reference 12th read above ie., in WPMP No.8431/2013 in the above Writ Petition, stayed the orders of the Andhra Pradesh Administrative Tribunal, dt:31.7.2013 in OA.No.7180/2009 only to the extent of payment of interest and directed the petitioners to pay retiral benefits to the respondent as directed by the Andhra Pradesh Administrative Tribunal within a period of six weeks.

8. Government have examined the matter keeping in view the orders of Hon'ble High Court of Andhra Pradesh, dt: 20.3.2013 in WPMP No.8431/2013 in WP No. 6724/2013 and decided to implement the same and to release the retiral benefits to Sri V. Venkataramanappa, Mandal Revenue Officer (Retired) subject to outcome of SLP No. 27248/2009 pending before the Supreme Court of India and also keeping in view the provision under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980.

9. Accordingly, Government hereby order to release the retiral benefits to Sri V. Venkataramanappa, retired Mandal Revenue Officer in the case; subject to outcome of SLP No. 27248/2009 pending before the Supreme Court of India and also keeping in view the provision under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980.

10) The Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P. SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Chief Commissioner of Land Administration, AP, Hyderabad.

Sri V.Venkataramanappa, Mandal Revenue Officer (Retd),

Andhra Pradesh Housing Board, 1st Phase, Ananthapur.

(through the Chief Commissioner of Land Administration, AP, Hyderabad).

The District Collector, Ananthapur.

The Accountant General, Andhra Pradesh, Hyderabad.

Copy to:-

The Government Pleader for Revenue (S),

Andhra Pradesh Administrative Tribunal, Hyderabad

(with a request to appraise the position to the

Hon'ble Andhra Pradesh Administrative Tribunal, Hyderabad)

The Additional Advocate General, Andhra Pradesh High Court.

The Director of Treasuries & Accounts, Hyderabad.

The Accountant General, Andhra Pradesh, Hyderabad.

PS to Principal Secretary to Government, Revenue Department,

Sf/Sc.

//FORWARDED BY ORDER//

SECTION OFFICER